

OCT-15-03 02:08PM FROM-Don
Oct-15-2003 01:40PM TO-
10/15/03 01:40PM

9494501764

T-517 P.023/023 F-491

DECLARATION FOR PATENT APPLICATION

Document A-1712

I, as a below-named inventor, hereby declare that:

My residence post office address and citizenship are as stated below next to my name.

I believe I am the original first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is disclosed and claimed and for which a patent is sought on the invention entitled **VITAMIN D ASSAY** the specification of which

(check one) is attached hereto
 was filed on January 16, 2001
as US Application Serial Number or PCT International Application Number 09/761,969
and was amended on May 6, 2003 and October 15, 2003 (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(e) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Priority Not Claimed

Prior Foreign Application(s)

(Number) (Country) (By/When/Year Filed)

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below.

(Application Number) (Filing Date)

I hereby claim the benefit under 35 U.S.C. §120 of any United States application(s), or §365(e) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR §1.56 which became available between the filing date of the prior application and the earliest of PCT International filing date of this application.

(Application Number) (Filing Date) (Status - patented, pending, abandoned)

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Frank J. Usa, Registration Number 25,812; Donald E. Slout, Reg. No. 34,458; Robert D. Glynn, Reg. No. 32,460; Greg Kenton R. Mullins, Reg. No. 36,381; Jo Anne M. Ybarra, Reg. No. 42,243; Linda Allyson Fox, Reg. No. 38,882; Kyle D. Yestand, Reg. No. 45,520; Greg Hollingshead, Reg. No. 45,374; and Louise S. Mait, Reg. No. 32,337.

Address all telephone calls to
Address all correspondence to

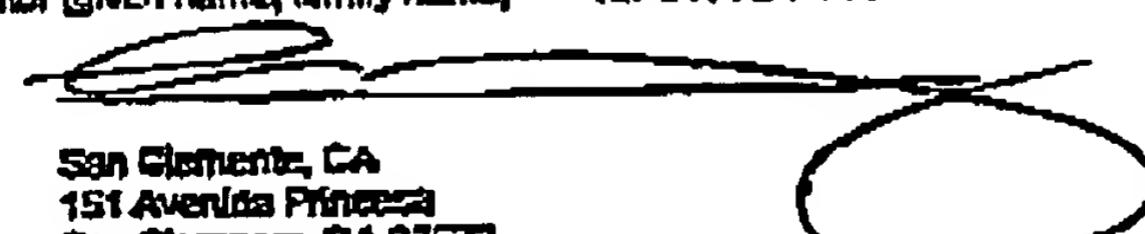
Donald E. Slout at telephone number (949) 490-1750
Donald E. Slout
Slout, Usa, Glynn & Mullins, LLP
4 Ventura, Suite 300
Irvine, CA 92618

Customer Number or Bar Code Label

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor (given name, family name) **MARTHA GARRITY**

Inventor's signature



Residence Post Office Address

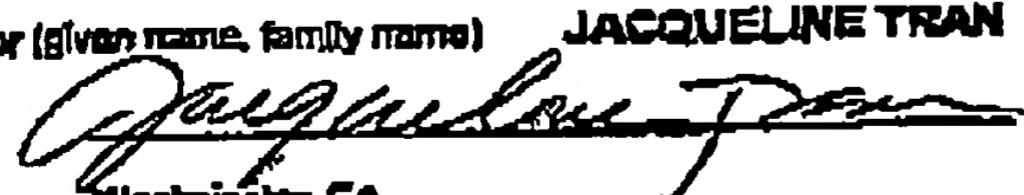
San Clemente, CA
151 Avenida Princessa
San Clemente, CA 92672

Date 10/15/03

Citizenship: USA

Full name of second inventor (given name, family name) **JACQUELINE TRAN**

Inventor's signature



Residence Post Office Address

Westminster, CA
8401 Corner Circle
Westminster, CA 92689

Date 10/15/03

Citizenship: USA